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UNITED NATIONS COCOA CONFERENCE, 2000
Geneva, 13-24 November 2000
Agenda item 8

CONSIDERATION AND ADOPTION OF FINAL RESOLUTIONS

Resolution adopted by the Conference

The United Nations Cocoa Conference, 2000,

Having met in Geneva from 13 to 24 November 2000,

1. Notes the progress made towards a new agreement, as indicated in the annex to this resolution;

2. Reaffirms its desire to continue to negotiate a successor agreement to the International Cocoa Agreement, 1993;

3. Requests the Secretary-General of UNCTAD to make arrangements to reconvene the Conference from 26 February to 2 March 2001, to enable it to complete its work.

5th plenary meeting
24 November 2000

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Annex

STATUS OF ARTICLES OF A DRAFT SUCCESSOR AGREEMENT AS OF 24 NOVEMBER 2000

A. Approved articles as cleared by the Legal Drafting Committee

30 articles in document TD/COCO.9/L.1

PART TWO: CONSTITUTIONAL PROVISIONS

CHAPTER III. MEMBERSHIP

Article 3	Membership in the Organization
Article 4	Membership by intergovernmental organizations

CHAPTER IV. ORGANIZATION AND ADMINISTRATION

Article 5	Establishment, headquarters and structure of the International Cocoa Organization
Article 6	Composition of the International Cocoa Council
Article 8	Chairperson and Vice-Chairperson of the Council
Article 9	Sessions of the Council
Article 10	Votes
Article 11	Voting procedure of the Council
Article 12	Decisions of the Council
Article 13	Cooperation with other organizations
Article 14	Admission of observers
Article 15	Composition of the Executive Committee
Article 16	Election of the Executive Committee
Article 17	Voting procedure and decisions of the Executive Committee
Article 19	Quorum for the Council and the Executive Committee

CHAPTER V. PRIVILEGES AND IMMUNITIES

Article 22 -	Privileges and immunities

PART THREE: FINANCIAL PROVISIONS

CHAPTER VI. FINANCE

Article 23 Finance

Article 24 Liabilities of Members

Article 25 Approval of the administrative budget and assessment of contributions

Article 26 Payment of contributions to the administrative budget

Article 27 Audit and publication of accounts

PART FIVE: MARKET-MONITORING AND RELATED PROVISIONS

CHAPTER X. MARKET-MONITORING PROVISIONS

Article 42 Daily price

Article 44 Conversion factors

CHAPTER XI. INFORMATION, STUDIES AND RESEARCH

Article 46 Studies

Article 48 Annual Report

PART SIX: OTHER PROVISIONS

CHAPTER XIII. RELIEF FROM OBLIGATIONS, AND DIFFERENTIAL AND REMEDIAL MEASURES

Article 52 Differential and remedial measures

CHAPTER XIV. CONSULTATIONS, DISPUTES AND COMPLAINTS

Article 53 Consultations

Article 54 Disputes

Article 55 Complaints and action by the Council

CHAPTER XVI. FINAL PROVISIONS

Article 57 Depositary

6 articles in document TD/COCOA.9/L.2

CHAPTER IV. ORGANIZATION AND ADMINISTRATION

Article 7 Powers and functions of the Council

Article 18 Competence of the Executive Committee

Article 21 Work programme

CHAPTER VIII. SUPPLY AND DEMAND

Article 36 Stocks

PART FIVE: MARKET-MONITORING AND RELATED PROVISIONS

CHAPTER X. MARKET-MONITORING PROVISIONS

Article 43 Market transparency (article to be placed after article 35 as article 35 bis)

CHAPTER XI. INFORMATION, STUDIES AND RESEARCH

Article 47 Scientific research and development

B. Articles approved by the Negotiating Committee and remitted to the Legal Drafting Committee

5 articles in document TD/COCOA.9/CRP.4

CHAPTER VII. THE CONSULTATIVE BOARD ON THE WORLD COCOA ECONOMY *

Article 30 Establishment of the Consultative Board on the World Cocoa Economy

Article 31 Composition of the Consultative Board on the World Cocoa Economy

Article 32 Mandate of the Consultative Board of the World Cocoa Economy

Article 33 Meetings of the Consultative Board on the World Cocoa Economy

CHAPTER VIII. SUPPLY AND DEMAND *

Article 35 Market Committee

2 articles in document TD/COCOA.9/CRP.5

CHAPTER XVII. SUPPLEMENTARY AND TRANSITIONAL PROVISIONS

Article 69 Special Reserve Fund

Article 70 Other supplementary and transitional provisions

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* Articles 30, 31, 32, 33 and 35 were approved, but their final status will depend on the outcome of the negotiations on chapters VII and VIII.

C. Articles in the Negotiating Committee

1. Article 1 – Objectives (Working Paper No. 8/Rev.1) (paragraph 1 (d) (iv) pending)
2. Article 2 – Definitions (paragraphs 16 and 17 deleted) – paragraph 21 pending
3. Article 20 – The staff of the Organization (paragraph 1 pending)
4. Article 28 – Relationship with the Common Fund and other multilateral and bilateral donors
5. Article 29 – [....] title
6. Part Four: [....] No title
7. Article 37 – promotion (Working Paper No. 11/Rev.1)
8. Article 38 – Cocoa substitutes
9. Article 39 – Sustainable cocoa economy (with article 2 definitions, paragraph 21, Working Paper No. 10/Rev.1) + consumers' proposal (dated 24 November 2000, 12 noon)
10. Article 40 – Activities in support of a sustainable cocoa economy
11. Article 41 – (deleted)
12. Article 45 – Information
13. Article 49 – Cooperation within the cocoa economy
14. Article 50 – Fine or flavour cocoa
15. Article 51 – Relief from obligations in exceptional circumstances
16. Article 56 – Fair labour standards
17. Article 58 – Signature
18. Article 59 – Ratification, acceptance, approval
19. Article 60 – Accession
20. Article 61 – Notification of provisional application
21. Article 62 – Entry into force (paragraph 3, delete the sentence "However ..... into force.")
22. Article 63 – Reservations
23. Article 64 – Withdrawal
24. Article 65 – Exclusion
25. Article 66 – Settlement of accounts with withdrawing or excluded Members
26. Article 67 – Duration, extension and termination
27. Article 68 – Amendments

Working Paper No. 12 + TD/COCOA.9/CRP.1

N.B. There is no article 34.